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***Attorneys for Plaintiff***

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KATHERINE SUMNER BACON, :  
 : 07 Civ. 7206 ( LLS )

Plaintiff, :

-against- :

DAVID SPILLER, UNNI SPILLER, : **PLAINTIFF'S LOCAL**

GUY CARPENTER, INC. and : **RULE 56 STATEMENT**

SIRVA RELOCATION, LLC, :

Defendants. :

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Plaintiff, Katherine Sumner Bacon, for her Local Rule 56 Statement  
set forth that the following issues of facts are not at issue:

1. Plaintiff is the owner and landlord of the premises known as  
and located at 10 Eggleston Lane, Old Greenwich, Connecticut (the  
“Premises”).

2. On or about June 16, 2006, plaintiff and defendants David Spiller and Unni Spiller signed a residential lease agreement (hereinafter the "Lease") for the Premises.

3. On or about June 16, 2006, defendant Sirva Relocation, LLC issued two checks to plaintiff both drawn on a Citibank, N.A. account for Sirva Relocation, LLC, account number 7: (1) check number 00035476 in the amount of Twelve Thousand (\$12,000.00) Dollars; and (2) check number 00035477 in the amount of Twenty-Four Thousand (\$24,000.00) Dollars.

4. On or about June 16, 2006 or subsequent thereto, payment was stopped on the two checks referred to in paragraph 3 herein.

5. David Spiller and Unni Spiller never paid any rent pursuant to the Lease.

6. David Spiller and Unni Spiller did not and have not taken occupancy of the Premises.

Dated: White Plains, York  
January 30, 2008

**BAKER, LESHKO, SALINE & BLOSSER, LLP**  
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By: \_\_\_\_\_



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